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3. The failure to grant a continuance in the proceeding will likely result in a miscarriage of justice; all within the meaning of 18 USC § 3161 (h) (8) (A), (B)(i) and (B)(iv).

## THE COURT THEREFORE ORDERS THAT:

- 1. The trial shall be continued from August 22, 2005 to October 11, 2005.
- 2. The Court further orders that all pretrial motions shall be filed on or before September 9, 2005.
- 3. The period of time from the current trial date until the new trial date encompassed by the continuance shall be excluded from the computation of time under the Speedy Trial Act.
- 4. Each defendant shall promptly file a speedy trial waiver encompassing the excluded time period.

DATED this 2<sup>nd</sup> day of August, 2005.

JAMES L. ROBART United States District Judge